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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA  
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9 United States of America,

10 Plaintiff,

CR-08-1450-PHX-MHM

11 v.

12 Daniel Sosa Loya,

ORDER OF DETENTION

13 Defendant.  
14

15 Defendant was released on his own recognizance on December 16, 2008.  
16 Pretrial Services filed a Petition for Action on Conditions of Pretrial Release alleging  
17 that defendant violated the terms of his release. Defendant was arrested and appears  
18 before the Court with counsel.

19 Counsel for defendant advises the Court that defendant wishes to waive his right  
20 to a hearing and admit allegations 3 and 5 of the petition. The Court addressed  
21 defendant and advised defendant of his right to remain silent, to continued  
22 representation by counsel, to provide evidence on his behalf, and the government's  
23 obligation to prove that defendant violated at least one condition of release by clear and  
24 convincing evidence. Defendant advised he understood these rights and confirmed that  
25 he wanted to waive his right to a hearing and admit.


26 The Court addressed defendant regarding, allegations 3 and 5 in the petition and  
27 he admitted the allegations. On motion of the government, the remaining allegations  
28 are dismissed

1 The Court finds that defendant is guilty of violating his pretrial release conditions  
2 and there is a factual basis for the admission. Further, that the admission was entered  
3 into knowingly, intelligently, voluntarily, and without coercion or promises.

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5 IT IS THEREFORE ORDERED that the defendant's release is revoked and he  
6 is detained pending further order of the Court.

7 However, IT IS FURTHER ORDERED that the defendant shall be interviewed for  
8 possible placement at an appropriate halfway house facility. Should the defendant be  
9 an acceptable candidate, defense counsel or Pretrial Services shall contact the  
10 chambers of Magistrate Judge Edward C. Voss to set a detention hearing. A  
11 determination as to whether or not the defendant is to be released will be made at the  
12 scheduled hearing. If counsel for the government does not object to the proposed  
13 release, the matter will be scheduled "bag and baggage."

14 DATED this 3<sup>rd</sup> day of February, 2009.

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19 Edward C. Voss  
United States Magistrate Judge  
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